

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Jun 05, 2020**

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

BRANDON S.,

Plaintiff,

v.

COMMISSIONER OF SOCIAL  
SECURITY,

Defendant.

NO: 4:20-CV-5089-RMP

ORDER DECLINING TO ADOPT  
REPORT AND RECOMMENDATION  
AS MOOT

BEFORE THE COURT is a Report and Recommendation, ECF No. 5, from United States Magistrate Judge John T. Rodgers recommending that the Court deny Plaintiff's Application to Proceed In Forma Pauperis and require Plaintiff to pay the filing fee. Since Judge Rodgers filed his Report and Recommendation, the District Court Clerk updated the docket to reflect that Plaintiff paid the filing fee on June 3, 2020.

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ORDER DECLINING TO ADOPT REPORT AND RECOMMENDATION AS  
MOOT ~ 1

1 Accordingly, the Court **declines to adopt** the Report and Recommendation,  
2 **ECF No. 5, as moot**, and this matter may proceed. Furthermore, the objection and  
3 response deadlines set forth in the Report and Recommendation, ECF No. 5 at 2, are  
4 **vacated as moot**.

5 **IT IS SO ORDERED.** The District Court Clerk is directed to enter this  
6 Order and provide copies to counsel.

7 **DATED** June 5, 2020.

8  
9 *s/ Rosanna Malouf Peterson*  
10 ROSANNA MALOUF PETERSON  
11 United States District Judge  
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